

JC10 Rec'd, CIVITO, 8 DEC 2001

Atty. Dkt. No: 5333-02600

Inventor(s):

Lee, Hee-Yong  
Lee, Hye-Suk  
Kim, Jung-Soo  
Kim, Sang-Beom  
Lee, Ji-Suk  
Choi, Ho-Il  
Chang, Seung-Gu

Title: INJECTABLE SUSTAINED  
RELEASE  
PHARMACEUTICAL  
COMPOSITION AND  
PROCESSES FOR  
PREPARING THE SAME

"Express Mail" mailing label number: EI726368335US  
DATE OF DEPOSIT: December 18, 2001

I hereby certify that this paper (along with any paper and/or fee referred to as being attached or enclosed) is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to:

Commissioner for Patents  
Box: Patent Application  
Washington, DC 20231

Derrick Brown

**TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED  
OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. § 371**

INTERNATIONAL APPLICATION NO.: PCT/KR01/00462
INTERNATIONAL FILING DATE: March 22, 2001
PRIORITY DATE CLAIMED: April 18, 2001
U.S. APPLICATION NO. (If known):

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. § 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. § 371.
3. ☐ This is an express request to begin national examination procedures (35 U.S.C. § 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. § 371(b) and PCT Articles 22 and 39(1).
4. ☐ A translation of the International Application into English (35 U.S.C. § 371(c)(2)), including:  
a title page; \_\_\_\_\_ page specification; \_\_\_\_\_ page(s) of claims (claims - ); 1 page abstract.
5. ☐ Drawings  
☐ Formal Figure(s) \_\_\_\_\_ - \_\_\_\_\_ on 1 sheet(s).
6. ☒ A copy of the International Application as filed (35 U.S.C. § 371(c)(2))  
☐ is transmitted herewith (\_\_\_\_\_ pages).  
☒ has been transmitted by the International Bureau.  
☒ a copy of Form PCT/IB/308 (1 page) is enclosed.  
☐ is not required, as the application was filed in the United States Receiving Office (RO/US).

7. ☒ A copy of the International Publication, Publication No. WO 01/78687 (37 pages)
8. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. § 371(c)(3))
  - ☐ are transmitted herewith (required only if not transmitted by the International Bureau).
  - ☐ have been transmitted by the International Bureau.
  - ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - ☐ have not been made and will not be made.
9. ☐ A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. § 371(c)(3)).
10. ☐ A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date.
  - ☐ A copy of the Demand for International Preliminary Examination is enclosed.
11. ☐ An oath or declaration of the inventor(s) (35 U.S.C. § 371(c)(4)):
  - ☐ is enclosed (\_\_\_\_ pages).
  - ☐ a combined Declaration and Power of Attorney is enclosed (\_\_\_\_ pages).
  - ☒ is not enclosed. Applicant requests the Patent and Trademark Office to accept this application and accord a serial number and filing date as of the date this application is deposited with the U.S. Postal Service for Express Mail. Further, Applicant requests that the NOTICE OF MISSING PARTS-FILING DATE GRANTED be sent to the undersigned representative of Applicant.
12. ☒ Applicant hereby claims priority to:
  - ☒ International Application No.: PCT/KR01/00462 filed on March 22, 2001.
  - ☒ Korean Patent Application No.: 2000/20484 filed on April 18, 2000.
  - ☒ Korean Patent Application No.: 2000/49344 filed on August 24, 2000.
  - ☒ A copy of Form PCT/IB/304 (1 page) indicating receipt of these priority documents by the International Bureau is enclosed.
13. ☐ A translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. § 371(c)(5)).
14. ☒ The entire disclosure of the International Application referred to above is considered to be part of the accompanying application and is hereby incorporated by reference herein.
15. ☐ Assignment Papers.
  - ☐ An assignment document is enclosed for recording (\_\_\_\_ pages).
  - ☐ Form PTO-1595 Assignment Recordation Cover Sheet (\_\_\_\_ page).
16. ☒ A Preliminary Amendment (12 pages).
17. ☐ Power of Attorney
  - ☐ Is enclosed.
  - ☐ a combined Declaration and Power of Attorney is enclosed.
18. ☐ Information Disclosure Statement (IDS), including:
  - ☐ Form PTO-1449
  - ☐ Reference(s) marked according to Form PTO-1449.
19. ☒ Return Receipt Postcard
20. ☐ Small Entity Status
  - ☐ A small entity statement is enclosed.
  - ☐ Small entity status is proper and is requested.

2001-10-18 10:01:00

- 21 ☐ Copy of International Request.
22. ☐ Copy of International Preliminary Examination Report.  
☐ A copy of the International Preliminary Examination Report in \_\_\_\_\_.  
☐ English Translation of the International Preliminary Examination Report.
23. ☒ The following fees are submitted:

BASIC NATIONAL FEE (37 CFR § 1.492 (a) (1)-(5):				
<input checked="" type="checkbox"/> Neither international preliminary examination fee nor international search fee paid to USPTO and International Search Report not prepared by the EPO or JPO.....				\$1040.00
<input type="checkbox"/> International preliminary examination fee not paid to USPTO but International Search Report prepared by the EPO or JPO.....				\$890.00
<input type="checkbox"/> International preliminary examination fee not paid to USPTO but international search fee paid to USPTO.....				\$740.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4).....				\$710.00
<input type="checkbox"/> International preliminary examination fee paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4).....				\$100.00
ENTER APPROPRIATE BASIC NATIONAL FEE AMOUNT (as selected above):				\$1040.00
Surcharge of \$130.00 for furnishing oath or declaration later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date (37 C.F.R. § 1.492(e)).				
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	30 - 20 =	10	x \$18.00 =	\$180.00
Independent claims	2 - 3 =	0	x \$78.00 =	
MULTIPLE DEPENDENT CLAIM(S)			+ \$260.00 =	
TOTAL OF ABOVE CALCULATIONS:				\$1220.00
Reduction by 50% for Small Entity. A Small Entity Statement must be filed:				
SUBTOTAL:				\$1220.00
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 Months from the earliest claimed priority date:				
TOTAL NATIONAL FEE:				\$1220.00
Fee for recording the enclosed assignment. The assignment must be accompanied by an appropriate cover sheet. \$40.00 per property:				
TOTAL FEES ENCLOSED:				\$1220.00

- ☒ A fee authorization in the amount of \$1220.00 is enclosed.
- ☐ Please charge my Deposit Account No. 50-1505/\_\_\_\_\_ in the amount of \_\_\_\_\_ to cover the above fees.
- ☒ The Commissioner is hereby authorized to charge any other fees which may be required or credit any overpayment to Conley, Rose, & Tayon, P.C., Deposit Account No. 50-1505/5333-02600/EBM.

10/018870

JC13 Rec'd PCT/PTO 18 DEC 2001

Address all future correspondence to:

Eric B. Meyertons  
CONLEY, ROSE, & TAYON, P.C.  
P.O. Box 398  
Austin, Texas 78767  
Phone: (512) 476-1400 Fax: (512) 703-1250

Signature



Name

Mark R. DeLuca

Registration No.

44,649

Date

12/18/01

2005-11-10 04:38:00